



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

Broomberg & Sunstein, LLP
125 Summer Street
Boston, MA 02110-1618

COPY MAILED

APR 29 2008

OFFICE OF PETITIONS

In re Application of :
Vladimir I. Miloushev et al. :
Application No. 10/043,413 : **DECISION ON PETITION**
Filed: January 10, 2002 :
Attorney Docket No. 3193/102 :

This is a decision on the petition under 37 CFR 1.137(b), filed January 17, 2008, to revive the above-identified application.

The petition is **GRANTED**.

A review of the record discloses that the above-identified application became abandoned for failure to timely pay the issue and publication fees on or before November 16, 2007. The application is being revived for consideration of the Request for Continued Examination and submission under 37 CFR 1.114. However, in an application or patent abandoned or lapsed for failure to pay the issue fee, or any portion thereof, the required reply must be the payment of the issue fee or any outstanding balance thereof. Also if an application is abandoned for failure to pay the publication fee, the required reply must include payment of the publication fee. Therefore, \$720 for payment of the issue fee and \$300 for payment of the publication fee are being charged to counsel's deposit account, as authorized.

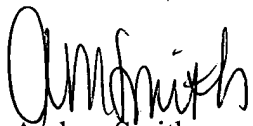
The application is revived for consideration of the RCE filed January 17, 2008.

Petitioner is advised that the issue fee paid in the above-identified application cannot be refunded. However, if the above application is again allowed, petitioner may request that the issue fee paid on April 9, 2008 be applied towards the issue fee required by the new Notice of Allowance and Fee(s) Due.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of payment of the issue fee of \$720.00 and the publication fee of \$300, (2) the petition fee of \$770.00, and (3) a proper statement of unintentional delay. Accordingly, the issue and publication fees are accepted as being unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Kimberly Inabinet at (571) 272-4618.

This application is being forwarded to Technology Center Art Unit 2154, for further processing.

A handwritten signature in black ink, appearing to read 'Andrea Smith', written in a cursive style.

Andrea Smith
Petitions Examiner
Office of Petitions